

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF OKLAHOMA**

**JIMMY DON METCALF,
d/b/a J&L AUTO TRANSPORT,**

Plaintiff,

v.

FREIGHTLINER, LLC,

Defendant.

Case No. CIV-06-211-SPS

**JUDGMENT DISMISSING ACTION
BY REASON OF SETTLEMENT**

The Court has been advised by counsel that this action has been settled, or is in the process of being settled. Therefore, it is not necessary that the action remain upon the calendar of the Court.

IT IS ORDERED that the action is dismissed without prejudice. The Court retains complete jurisdiction to vacate this order and to reopen the action upon cause shown that settlement has not been completed and further litigation is necessary.

IT IS FURTHER ORDERED that the clerk forthwith serve copies of this judgment by United States mail upon the attorneys for the parties appearing in this action.

DATED the 17th day of April, 2007.



STEVEN P. SHREDER
UNITED STATES MAGISTRATE JUDGE